

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF APPEALS

Richard L. Frank, Michael J. Cusson, Joydip Kundu and Daniel E.  
O'Shaughnessy

RECEIVED

MAY 07 2003

Serial No.: 09/321,967 Group Art Unit: 2126  
Filed: May 28, 1999 Examiner: Li B Zhen  
Confirmation No.: 7319

Technology Center 2100

For: PROVIDING FIGURE OF MERIT VOTE FROM APPLICATION  
EXECUTING ON A PARTITIONED CLUSTER

CERTIFICATE OF MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Assistant Commissioner for Patents, P.O. Box 2327, Arlington, VA 22202	
on <u>April 30, 2003</u>	<u>Elaine Leahy</u>
Date	Signature
<u>Elaine Leahy</u>	
Typed or printed name of person signing certificate	

Assistant Commissioner for Patents  
Box AF  
P.O. Box 2327  
Arlington, VA 22202

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated January 3, 2003 of the Primary Examiner finally rejecting claims 1 through 20. The item(s) checked below are appropriate:

05/06/2003 JADD01 00000113 09321967

01 FC:1401

1. ☒ Applicant hereby petitions to extend the time for filing a Notice of Appeal in response to the Office Action Made Final dated January 3, 2003 for one month from April 3, 2003 to May 3, 2003.
2. ☐ A one month extension of time to respond to the Office Action Made Final dated January 3, 2003 is filed concurrently with payment of a \$110 fee.
- ☐ Applicant hereby petitions for an additional [ ] month extension of time to respond to the Office Action Made Final.
3. ☐ A Request for Oral Hearing before the Board of Patent Appeals and Interferences is being filed concurrently herewith.

4. Fees are submitted for the following:

[X]	Extension of Time for 1 month	\$	110
[ ]	Additional Extension of Time:		
	Fee for Extension    ([ ] mo.)	\$	
	Less fee paid        ([ ] mo.)	- \$	
	Balance of fee due	\$	0
[X]	Notice of Appeal	\$	320
[ ]	Other _____	\$	
		TOTAL	\$ 430

5. The method of payment for the total fees is as follows:

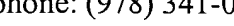
☒ A check in the amount of \$430 is enclosed.

☐ Please charge Deposit Account No. 08-0380 in the amount of \$[ ].

Please charge any deficiency or credit any overpayment in the fees that may be due in this matter to Deposit Account No. 08-0380. A copy of this document is enclosed for accounting purposes.

Respectfully submitted,

HAMILTON, BROOK, SMITH, REYNOLDS, P.C.

By   
Rodney D. Johnson  
Registration No.: 36,558  
Telephone: (978) 341-0036  
Facsimile: (978) 341-0136

Concord, MA 01742-9133

Date: April 30, 2007